

## ROUTING AND TRANSMITTAL SLIP

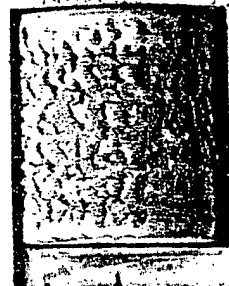
TO: (Name, office symbol, room number, building, Agency/Post)	Initials	Date
1. EO/DDA	<i>[Signature]</i>	20/6
2. ADAA		
3. IDA		
4.		
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As Requested	For Correction	Prepare Reply
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Coordination	Justify	

## REMARKS

*Cathie: Rls fund ce to  
CGC, OS, + SEC M.  
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DD/A Registry  
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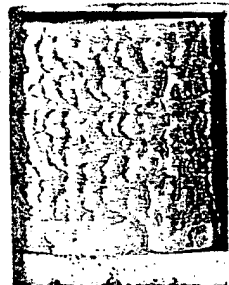
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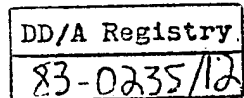
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OPTIONAL FORM 41 (Rev. 7-76)  
Prescribed by GSA  
FPMR (41 CFR) 101-11.206

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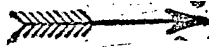
Honorable Cora P. Beebe  
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Department of the Treasury  
15th and Pennsylvania Avenue, NW  
Washington, DC 20220



General Richard G. Stilwell, USA (Ret.)  
Deputy Under Secretary of Defense for Policy  
The Pentagon, Room 2E812  
Washington, DC 20301

Honorable John R. Burke  
Deputy Assistant Secretary  
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Honorable Kevin D. Rooney  
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18th and F Streets, NW (Rm. 6046)  
Washington, DC 20405



POLICY

THE UNDER SECRETARY OF DEFENSE

WASHINGTON, D.C. 20301

*NSDD-84*  
*file*

DD/A Registry

83-0235/12

8 JUN 1983

Mr. Steven Garfinkel  
Director  
General Services Administration  
Washington, DC 20405

Dear Mr. Garfinkel:

Reference is made to your letter of 26 May, as supplemented by your letter of 2 June, providing us with the latest drafts of the nondisclosure agreements required by NSDD-84, and asking that we address any substantive issues regarding these agreements to Mr. Kimmitt, Executive Secretary to the National Security Council.

With the amendments to paragraph 5 of the SCI nondisclosure agreement, conveyed by your June 2nd memorandum, we have no substantive issues which require resolution by the NSC.

We do, however, suggest several minor substantive changes to both agreements which we offer for consideration (TAB A).

We appreciate the role the ISOO has played in bringing about a concensus regarding these agreements.

*1. Brett Smith*  
*for* Richard G. Stilwell  
General, USA (Ret.)  
Deputy

Attachment  
As stated

SUGGESTED CHANGES TO THE SCI AGREEMENT

1. Page 1, para. 1 lines 3 and 4: Change to read "...access to information ~~protected within Special Access Programs, known as hereinafter referred to~~ as Sensitive Compartmented Information ..."

RATIONALE: Most Special Access Programs in DoD are outside the SCI area. Indeed, the two terms under E.O. 12356 are not synonymous. It is not intended that this agreement should apply to persons with access to other-than-SCI information within a non-SCI Special Access Program.

2. Page 2, line 10 (as changed by 2 June 1983 memo): Change to read "(a) any SCI or other classified intelligence ~~reports or estimates~~."

RATIONALE: Although we have no objection per se to the proposed formulation, we point out that the phrase "reports and estimates" does not encompass all the forms in which classified intelligence may appear. Since we presume that it is the intent of this proposal to do so, we recommend that the phrase be shortened to read "classified intelligence", which would encompass any and all forms in which such information may appear.

SUGGESTED CHANGE TO COLLATERAL AGREEMENT

1. Page 1, para. 3, line 3: change to read "...could cause ~~irreparable injury~~ damage to the United States..."

RATIONALE: The standard here ought to be consistent with the standard in E.O. 12356 for classification of information at the CONFIDENTIAL level. "Irreparable injury" is clearly a higher standard, calling into question the precise intent of the agreement itself.